



DIGEST SUPPLEMENT

To Legislative Digest and History of Bills
Supplement No. 52*

FIFTY-SEVENTH LEGISLATURE

Friday, March 30, 2001

82nd Day - 2001 Regular

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HB 1314-S

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*To be discarded upon receipt of Edition No. 1 of the Legislative Digest and History of Bills

House Bills

HB 1314-S by House Committee on Appropriations
(originally sponsored by Representatives
H. Sommers and Sehlin; by request of Governor Locke)

Making supplemental operating appropriations for 1999-01.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Makes supplemental operating appropriations.

-- 2001 REGULAR SESSION --

Mar 27 APP - Majority; 1st substitute bill be
substituted, do pass.
Minority; do not pass.
Mar 29 Rules suspended.
Placed on second reading.
1st substitute bill substituted.
Rules suspended. Placed on Third
Reading.
Third reading, passed: yeas, 89; nays, 5;
absent, 4.

Senate Bills

SB 5882 by Senators T. Sheldon, Hale, Hewitt,
Hargrove, Rasmussen, Honeyford,
Carlson, Haugen, Shin, Hochstatter, Horn, Stevens, Zarelli,
Oke, Deccio, McCaslin, West, Long, Swecker, Sheahan,
McDonald, Johnson, Rossi, Morton and Parlette

Postponing the implementation of safety and health rules
related to musculoskeletal disorders. (REVISED FOR
ENGROSSED: Regarding occupational safety and health.)

(AS OF SENATE 2ND READING 3/12/01)

Expresses the wish to accelerate ergonomics awareness
education.

Wants to ensure that pilot demonstration projects for
various industries, as contained in the department's
implementation plan for the agency's rules to reduce
musculoskeletal disorder, are carried out for key industries;
that alternative musculoskeletal disorder reduction
techniques can be tried; that certain information is obtained
from all projects; and that the projects are initiated and
completed so information to reduce injuries can be
distributed as soon as possible, and the legislature and all
interested parties can review the results of the projects.

Requests the joint legislative audit and review
committee to review the rules adopted by the department of
labor and industries, and the results of the pilot
demonstration projects, and make recommendations

regarding the rules, alternatives to the rules, and the need
for implementation.

Directs the department to carry out comprehensive
pilot demonstration projects on the technological and
economic feasibility of implementing the rules adopted on
May 26, 2000, by the director of the department of labor
and industries and codified as WAC 296-62-05101 through
296-62-05176. The department shall, at the earliest date
possible and within existing resources, establish pilot
demonstration projects for industries first required to come
into compliance with the rule.

Requires the pilot demonstration projects for these
industries to be completed, to the maximum extent possible,
by July 1, 2003.

Authorizes the department to adopt rules regarding the
prevention of musculoskeletal disorders, also know as
ergonomics rules, however, such rules shall provide for
implementation no earlier than: (1) July 1, 2005, for all
employers in Standard Industrial Classification codes 078,
152, 174, 175, 176, 177, 242, 421, 451, 541, 805, and 836
who employ fifty or more annual full-time equivalents in
Washington state, and for the Washington state department
of labor and industries;

(2) July 1, 2006, for the remaining employers in
Standard Industrial Classification codes 078, 152, 174, 175,
176, 177, 242, 421, 451, 541, 805, and 836, and all other
employers who employ fifty or more annual full-time
equivalents in Washington state;

(3) July 1, 2007, for all other employers employing
eleven to forty-nine annual full-time equivalents in
Washington state; and

(4) July 1, 2008, for all other employers employing ten
or fewer annual full-time equivalents in Washington state.

Requires the director, in consultation with the WISHA
advisory committee, to establish a program to provide
safety and health impact grants to prevent injuries and
illnesses, save lives, and educate Washington employees
and employers about work place hazards and safe work
place practices.

-- 2001 REGULAR SESSION --

Feb 6 First reading, referred to Labor,
Commerce & Financial
Institutions.
Mar 5 LCF - Majority; do pass.
Minority; do not pass.
Passed to Rules Committee for second
reading.
Mar 6 Made eligible to be placed on second
reading.
Mar 12 Moved to Rules White Sheet.
Placed on second reading by Rules
Committee.
Made eligible to be placed on second
reading.
Placed on second reading by Rules
Committee.
Floor amendment(s) adopted.
Rules suspended. Placed on Third
Reading.
Third reading, passed: yeas, 28; nays,
21; absent, 0.

- IN THE HOUSE -
Mar 19 Held on first reading.

SB 5888 by Senators Gardner, Spanel and Honeyford

Revising the qualifications of a legal newspaper.

(AS OF SENATE 2ND READING 3/12/01)

Requires the paper to have a policy to print law enforcement notifications for level III sex and kidnapping offenders residing in the paper's county of publication.

Requires the paper to hold a periodical class or standard class mailing permit.

Requires a newspaper holding a standard class mailing permit to have printed legal notices of the federal government for a period of at least two years prior to application, is distributed by the United States postal service to at least twenty percent of households within its primary circulation area, and is published within fifteen miles of an international border.

-- 2001 REGULAR SESSION --

Feb 7 First reading, referred to State & Local Government.

Mar 5 SLG - Majority; do pass.
Passed to Rules Committee for second reading.

Mar 8 Made eligible to be placed on second reading.

Mar 9 Placed on second reading by Rules Committee.

Mar 12 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 47; nays, 0; absent, 2.

- IN THE HOUSE -
Mar 15 First reading, referred to Criminal Justice & Corrections.

SB 5904-S by Senate Committee on Agriculture & International Trade (originally sponsored by Senators Morton and Rasmussen)

Revising procedures for conservation district elections. (REVISED FOR ENGROSSED: Revising procedures for choosing conservation district supervisors.)

(AS OF SENATE 2ND READING 3/13/01)

Revises procedures for choosing conservation district supervisors.

-- 2001 REGULAR SESSION --

Mar 5 AG - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

Mar 8 Made eligible to be placed on second reading.

Mar 9 Placed on second reading by Rules Committee.

Mar 13 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 47; nays, 1; absent, 1.

- IN THE HOUSE -
Mar 19 First reading, referred to Agriculture & Ecology.

SB 5936-S2 by Senate Committee on Ways & Means (originally sponsored by Senators Prentice, Winsley, Costa, Thibaudreau, Jacobsen, Regala, Gardner, Kline, Spanel, Shin, Rasmussen, Fraser and Kohl-Welles; by request of Department of Community, Trade, and Economic Development)

Providing funds for housing projects.

(AS OF SENATE 2ND READING 3/14/01)

Provides that a surcharge of three dollars per instrument shall be charged by the county auditor for each document recorded, which will be in addition to any other charge authorized by law.

Authorizes the auditor to retain up to ten percent of these funds collected to administer the collection of these funds. Of the remaining funds, forty percent of the revenue generated through this surcharge will be transmitted monthly to the state treasurer who will deposit the funds into the Washington housing trust account.

Requires the office of community development of the department of community, trade, and economic development to develop guidelines for the use of these funds to support unusual or one-time operation and maintenance costs of low-income housing projects that have been developed with housing trust funds.

Requires sixty percent of the revenue generated by this surcharge to be retained by the county and be deposited into a fund that must be used by the county and its cities and towns for low-income housing projects.

Directs the office of community development of the department of community, trade, and economic development to conduct a statewide housing market analysis by region. The purpose of the analysis is to identify areas of greatest need for the appropriate investment of state affordable housing funds. The analysis shall be completed by September 2002, and updated every two years thereafter.

-- 2001 REGULAR SESSION --

Mar 8 WM - Majority; 2nd substitute bill be substituted, do pass.

Minority; do not pass.
Passed to Rules Committee for second reading.

Mar 10 Made eligible to be placed on second reading.
 Mar 13 Placed on second reading by Rules Committee.
 Mar 14 2nd substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading.
 Third reading, passed: yeas, 36; nays, 11; absent, 2.

- IN THE HOUSE -

Mar 19 First reading, referred to Local Government & Housing.

SB 5937-S by Senate Committee on Ways & Means (originally sponsored by Senators Shin, Rasmussen, Jacobsen, Winsley, Kohl-Welles and McAuliffe; by request of Governor Locke and Superintendent of Public Instruction)

Changing the limits on postretirement employment for teachers' retirement system plan 1 and public employees' retirement system plan 1 retirees. (REVISED FOR ENGROSSED: Changing postretirement employment restrictions for teachers' retirement system, public employees' retirement system, and school employees' retirement system retirees.)

(AS OF SENATE 2ND READING 3/14/01)

Revises the limits on postretirement employment for teachers' retirement system plan 1 and public employees' retirement system plan 1 retirees.

Requires the department of retirement systems, the office of the superintendent of public instruction, the department of personnel, and the health care authority to jointly develop publications for use during the 2001-03 biennium to explain options for, and implications of, postretirement employment for members and retirees of the teachers' retirement system plan 1 and the public employees' retirement system plan 1.

Requires the office of the state actuary to review the actuarial impact of the temporary expansion of the postretirement employment limitations provided by this act. No later than July 1, 2003, the state actuary shall prepare a report for the joint committee on pension policy regarding the fiscal and policy impacts of this act.

Directs the office of the state actuary to review the actuarial impact of the temporary expansion of the postretirement employment limitations provided by this act. No later than July 1, 2003, the state actuary shall prepare a report for the joint committee on pension policy regarding the fiscal and policy impacts of this act.

Requires the joint committee to solicit information from the superintendent of public instruction, the department of personnel, the office of financial management, the department of retirement systems, and the health care authority regarding the program impacts of this act and shall report to the legislative fiscal committees no later than October 1, 2003, on any proposed changes or improvements to this act.

-- 2001 REGULAR SESSION --

Mar 8 WM - Majority; 1st substitute bill be substituted, do pass.
 Passed to Rules Committee for second reading.
 Mar 9 Made eligible to be placed on second reading.
 Mar 10 Placed on second reading by Rules Committee.
 Mar 14 1st substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading.
 Third reading, passed: yeas, 48; nays, 0; absent, 1.

- IN THE HOUSE -

Mar 15 First reading, referred to Appropriations.

SB 5942-S by Senate Committee on Judiciary (originally sponsored by Senators McAuliffe, Jacobsen and Oke)

Increasing penalties for crimes against dog guides and service animals.

(AS OF SENATE 2ND READING 3/12/01)

Provides that any person who has received notice that his or her behavior is interfering with the use of a dog guide or service animal who continues with reckless disregard to interfere with the use of a dog guide or service animal by obstructing, intimidating, or otherwise jeopardizing the safety of the dog guide or service animal user or his or her dog guide or service animal is guilty of a misdemeanor punishable according to chapter 9A.20 RCW, except that for a second or subsequent offense it is a gross misdemeanor.

Provides that any person who, with reckless disregard, allows his or her dog to interfere with the use of a dog guide or service animal by obstructing, intimidating, or otherwise jeopardizing the safety of the dog guide or service animal user or his or her dog guide or service animal is guilty of a misdemeanor punishable according to chapter 9A.20 RCW, except that for a second or subsequent offense it is a gross misdemeanor.

Declares that any person who, with reckless disregard, injures, disables, or causes the death of a dog guide or service animal is guilty of a gross misdemeanor punishable according to chapter 9A.20 RCW.

Declares that any person who, with reckless disregard, allows his or her dog to injure, disable, or cause the death of a dog guide or service animal is guilty of a gross misdemeanor punishable according to chapter 9A.20 RCW.

Provides that any person who intentionally injures, disables, or causes the death of a dog guide or service animal is guilty of a class C felony.

Provides that any person who wrongfully obtains or exerts unauthorized control over a dog guide or service animal with intent to deprive the dog guide or service

animal user of his or her dog guide or service animal is guilty of theft in the first degree, RCW 9A.56.030.

-- 2001 REGULAR SESSION --

- Mar 5 JUD - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.
- Mar 8 Made eligible to be placed on second reading.
- Mar 9 Placed on second reading by Rules Committee.
- Mar 12 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 47; nays, 0; absent, 2.

- IN THE HOUSE -

- Mar 15 First reading, referred to Criminal Justice & Corrections.
- Mar 28 CJC - Executive action taken by committee.

SB 5970-S by Senate Committee on Judiciary (originally sponsored by Senator Hargrove)

Revising provisions for probation orders.

(AS OF SENATE 2ND READING 3/14/01)

Provides that a defendant who has been sentenced, or whose sentence has been deferred, and who then fails to appear for any hearing to address the defendant's compliance with the terms of probation when ordered to do so by the court, shall have the term of probation tolled until such time as the defendant makes his or her presence known to the court on the record.

Provides that any time before entering an order terminating probation, the court may modify or revoke its order suspending or deferring the imposition or execution of the sentence.

-- 2001 REGULAR SESSION --

- Mar 5 JUD - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.
- Mar 8 Made eligible to be placed on second reading.
- Mar 13 Placed on second reading by Rules Committee.
- Mar 14 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 44; nays, 0; absent, 5.

- IN THE HOUSE -

- Mar 15 First reading, referred to Criminal Justice & Corrections.

SB 5993-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Oke, Spanel, Winsley and Thibaudeau)

Revising limitations on smoking in public places.

(AS OF SENATE 2ND READING 3/12/01)

Removes the discretion of owners or managers of restaurants, card rooms, and bowling alleys to choose to allow smoking areas other than in a lounge, bar, or other area where persons under eighteen years of age are not permitted to enter or remain.

Provides that, by December 31, 2002, the department of health, in consultation with the liquor control board and the department of labor and industries, shall adopt rules for the purpose of protecting the health of nonsmokers from the hazards of exposure to environmental tobacco smoke. These rules shall address at least the following issues: (1) Ensuring that smoking occurs at a reasonable distance away from any area where smoking is prohibited, to ensure that tobacco smoke does not enter the area; and

(2) Mechanical and/or physical barriers between nonsmoking and smoking areas in restaurants, restaurant lounges, and other applicable locations.

Provides that, before making rules under this act, the secretary of health shall consider proposed rules to be developed and approved by a task force.

Requires the task force to report its results to the appropriate legislative committees and the secretary of the department of health by December 31, 2001. These rules shall take effect July 1, 2003.

-- 2001 REGULAR SESSION --

- Mar 5 HEA - Majority; 1st substitute bill be substituted, do pass.
On motion, referred to Ways & Means.
- Mar 8 Passed to Rules Committee for second reading without recommendation.
Passed to Rules Committee for second reading.
- Mar 9 Made eligible to be placed on second reading.
- Mar 10 Placed on second reading by Rules Committee.
- Mar 12 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 35; nays, 14; absent, 0.

- IN THE HOUSE -

- Mar 19 First reading, referred to Commerce & Labor.

SB 5995-S by Senate Committee on Human Services & Corrections (originally sponsored by Senators Long, Hargrove and Stevens)

Providing for information sharing among the courts, providers, divisions, and agencies serving dependent children and their families.

(AS OF SENATE 2ND READING 3/13/01)

Provides that, in order to facilitate communication of information needed to serve the best interest of any child who is the subject of a dependency case filed under chapter 13.34 RCW, the department of social and health services shall, consistent with state and federal law governing the release of confidential information, establish guidelines, and shall use those guidelines for the facilitation of communication of relevant information among divisions, providers, the courts, the family, caregivers, caseworkers, and others.

Provides that a law enforcement agency in the course of investigating: (1) An allegation under RCW 69.50.401(a) relating to manufacture of methamphetamine; or (2) an allegation under RCW 69.50.440 relating to possession of ephedrine or pseudoephedrine with intent to manufacture methamphetamine, that discovers a child present at the site, shall contact the department immediately.

Declares that nothing in this act shall be construed to create a private right of action or claim against the department of social and health services on the part of any individual or organization.

-- 2001 REGULAR SESSION --

Feb 23	HSC - Majority; 1st substitute bill be substituted, do pass.
Feb 26	Passed to Rules Committee for second reading.
Mar 8	Made eligible to be placed on second reading.
Mar 10	Placed on second reading by Rules Committee.
Mar 13	1st substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed: yeas, 48; nays, 0; absent, 1.

- IN THE HOUSE -

Mar 19	First reading, referred to Criminal Justice & Corrections.
Mar 21	Committee relieved of further consideration. Referred to Children & Family Services.
Mar 28	CFS - Executive action taken by committee. CFS - Majority; do pass.
Mar 29	Passed to Rules Committee for second reading.

SB 6001 by Senators Carlson and Winsley

Inspecting tenant dwelling units for fire code violations.

(AS OF SENATE 2ND READING 3/12/01)

Provides that the tenant shall not unreasonably withhold consent to allow for the inspection of a dwelling unit by a fire official for violations of the fire code when the fire official has reason to believe that there exist conditions which constitute a distinct hazard to life or property as provided in this act.

Declares that a landlord may not deny a fire official the right to inspect a dwelling unit under this act for violations of the fire code when the fire official has reason to believe that there exist conditions which constitute a distinct hazard to life or property.

Provides that a landlord may not deny a fire official the right to inspect all portions of a rental building other than the dwelling unit, including but not limited to common areas and those areas that contain electrical, plumbing, and mechanical equipment and facilities used for the operation of the rental building, for compliance with state and local fire codes.

-- 2001 REGULAR SESSION --

Feb 13	First reading, referred to Judiciary.
Mar 5	JUD - Majority; do pass. Passed to Rules Committee for second reading.
Mar 6	Made eligible to be placed on second reading.
Mar 9	Placed on second reading by Rules Committee.
Mar 12	Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed: yeas, 29; nays, 20; absent, 0.

- IN THE HOUSE -

Mar 15	First reading, referred to Local Government & Housing.
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SB 6126 by Senator Zarelli

Clarifying that public utility districts are not authorized to engage in the business of repairing electrical appliances other than those they sell or lease.

(AS OF SENATE 2ND READING 3/10/01)

Declares that nothing in chapter 54.04 RCW may be construed to authorize public utility districts to engage in the business of repairing electrical appliances other than those sold or leased by the district.

Provides that public utility districts which on January 1, 2001, offered repair services for electrical appliances not sold or leased by the district may continue to provide existing utility programs which offer water heating service agreements commonly referred to as guaranteed hot water programs.

-- 2001 REGULAR SESSION --

- Feb 26 First reading, referred to Economic Development & Telecommunications.
- Mar 5 ET - Majority; do pass.
Passed to Rules Committee for second reading.
- Mar 6 Made eligible to be placed on second reading.
- Mar 8 Placed on second reading by Rules Committee.
- Mar 10 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 37; nays, 12; absent, 0.

- IN THE HOUSE -

- Mar 15 First reading, referred to Technology, Telecommunications & Energy.

SB 6171 by Senators Fairley, Zarelli, Spanel, Snyder and Franklin

Providing for supplemental capital budget appropriations.
Provides for supplemental capital budget appropriations.

-- 2001 REGULAR SESSION --

- Mar 29 First reading, referred to Ways & Means.

Senate Joint Memorials

SJM 8012 by Senators Fraser, Morton, Regala, McDonald, Honeyford, Patterson, Rasmussen, Hale, Winsley, Oke and Kohl-Welles

Requesting a reduction of wholesale energy costs.

(AS OF SENATE 2ND READING 3/12/01)

Requests that the President of the United States, the Department of Energy, and the Federal Energy Regulatory Commission take strong short-term measures to reduce wholesale costs throughout the western United States.

Requests that Congress assure that the northwest utilities that sent power to the State of California under federal mandates will be fully compensated, for the electricity they sent in response to the orders, through federal guarantees or guarantees through the State of California.

Requests that the new administration act immediately to develop and implement a long-term strategy to reform the wholesale energy market to avoid continued price spikes that threaten to undermine the prosperity of the western United States.

Requests that the new administration commit to provide necessary assistance to low-income citizens who are most at risk from volatile energy prices.

Requests that the new administration commit to allowing Western states to work out the energy supply needs of the region through existing working relationships, and that no additional orders instructing all surplus power be sold to California be made.

-- 2001 REGULAR SESSION --

- Feb 5 First reading, referred to Environment, Energy & Water.
- Feb 26 EEW - Majority; do pass.
Passed to Rules Committee for second reading.
- Mar 10 Placed on second reading by Rules Committee.
- Mar 12 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 48; nays, 0; absent, 1.

- IN THE HOUSE -

- Mar 15 First reading, referred to Technology, Telecommunications & Energy.

SJM 8016 by Senators Shin, Rasmussen and Sheahan

Emphasizing free and fair trade of aquaculture products between the United States and Canada. (REVISED FOR ENGROSSED: Emphasizing free and fair trade of nonanadromous aquaculture products between the United States and Canada.)

(AS OF SENATE 2ND READING 3/14/01)

Requests that the government of the United States emphasize the importance of the free and fair trade of nonanadromous aquacultural products in its relations with the government of Canada.

-- 2001 REGULAR SESSION --

- Feb 15 First reading, referred to Agriculture & International Trade.
- Feb 20 AG - Majority; do pass.
Passed to Rules Committee for second reading.
- Mar 5 Made eligible to be placed on second reading.
- Mar 10 Placed on second reading by Rules Committee.
- Mar 14 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 46; nays, 0; absent, 3.

- IN THE HOUSE -

- Mar 15 First reading, referred to Trade &
Economic Development.
Mar 29 TED - Executive action taken by
committee.

Senate Concurrent Resolutions

SCR 8413 by Senator Prentice

Establishing a committee to study oil pricing.

Resolves that a joint select committee on petroleum marketing be established to study the possibility that below-cost sales of petroleum may have an anticompetitive effect, examine petroleum marketing practices, evaluate whether and to what extent below-cost sales may constitute deceptive advertising or unfair competition, and examine existing laws and the shortcomings of those laws to effectively address below-cost selling.

-- 2001 REGULAR SESSION --

- Mar 29 First reading, referred to Labor, Commerce
& Financial Institutions.